## **DEPARTMENT OF HEALTH & HUMAN SERVICES**



Food and Drug Administration Rockville MD 20857

APR 6 2004

Jur T. Strobos, M.D., Esq. Olsson, Frank and Weeda, P.C. 1400 Sixteenth Street, N.W. Suite 400 Washington, D.C. 20036

Re: Docket No. 97P-0079/CP1

Brian Pendleton

Dear Dr. Strobos:

This letter is to confirm our recent telephone and e-mail communications. You said that your client is no longer interested in the matters raised in the above-referenced citizen petition and agrees to withdraw the petition. As we agreed, a copy of this letter has been filed in the above-referenced docket with the instruction that this letter constitutes your formal withdrawal. Thank you for your assistance in this matter.

Sincerely yours,

Brian Pendleton Acting Director

Division of Regulatory Policy I (HFD-7) Center for Drug Evaluation and Research

cc: HFA-305 (Docket No. 97P-0079/CP1)

08: Vc 2-86V 70. 9921